

**IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA**

STATE OF OKLAHOMA, <i>et al.</i>  Plaintiffs,  vs.  TYSON FOODS, INC., <i>et al.</i>  Defendants.	Case No. 05-cv-329-GKF-SH
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**DEFENDANTS' SUPPLEMENT TO ITS MOTION AND BRIEF IN SUPPORT  
TO EXCLUDE TESTIMONY AND OPINIONS OF KATIE MENDOZA  
PURSUANT TO FEDERAL RULES OF EVIDENCE 702**

Defendants, based on their duty to supplement an incomplete record, state and provide as follows in further support of their Motion and Brief in Support To Exclude Testimony and Opinions of Katie Mendoza Pursuant to Federal Rules of Evidence 702 (Dkt. No. 3069) (“Motion to Exclude Mendoza”):

1. Defendants filed their Motion to Exclude Mendoza on November 22, 2024 pursuant to the Court’s scheduling order. At the time of filing the Motion to Exclude Mendoza, Defendants’ expert, Jennifer Benaman’s, rebuttal report had not been drafted.

2. Just prior to filing this supplement, Defendants provided to Plaintiffs a copy of the Expert Rebuttal Report of Jennifer Benaman, a copy of this report is attached and incorporated as Exhibit A.

3. To ensure a complete and accurate record for this motion, Defendants provide this supplement.

November 27, 2024

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I certify that on November 27, 2024, I caused this document to be filed with the Clerk of Court through CM/ECF, which will serve copies on all registered counsel.

/s/ K.C. Tucker